



99TH GENERAL ASSEMBLY

State of Illinois

2015 and 2016

SB1940

Introduced 2/20/2015, by Sen. Michael E. Hastings

SYNOPSIS AS INTRODUCED:

730 ILCS 154/10

Amends the Murderer and Violent Offender Against Youth Registration Act. Provides that a person registering as a violent offender against youth shall pay a \$100 (rather than a \$20) initial registration fee and a \$100 (rather than a \$10) annual renewal fee. Provides that \$80 of each initial registration fee and \$90 of each renewal fee shall be deposited into the Traffic and Criminal Conviction Surcharge Fund and shall be used for the training of police officers and \$20 of each initial registration fee and \$10 of each annual renewal fee shall be deposited into the Murderer and Violent Offender Against Youth Registration Fund.

LRB099 08931 RLC 29104 b

FISCAL NOTE ACT
MAY APPLY

A BILL FOR

1 AN ACT concerning criminal law.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Murderer and Violent Offender Against Youth
5 Registration Act is amended by changing Section 10 as follows:

6 (730 ILCS 154/10)

7 Sec. 10. Duty to register.

8 (a) A violent offender against youth shall, within the time
9 period prescribed in subsections (b) and (c), register in
10 person and provide accurate information as required by the
11 Department of State Police. Such information shall include a
12 current photograph, current address, current place of
13 employment, the employer's telephone number, school attended,
14 extensions of the time period for registering as provided in
15 this Act and, if an extension was granted, the reason why the
16 extension was granted and the date the violent offender against
17 youth was notified of the extension. A person who has been
18 adjudicated a juvenile delinquent for an act which, if
19 committed by an adult, would be a violent offense against youth
20 shall register as an adult violent offender against youth
21 within 10 days after attaining 17 years of age. The violent
22 offender against youth shall register:

23 (1) with the chief of police in the municipality in

1 which he or she resides or is temporarily domiciled for a
2 period of time of 5 or more days, unless the municipality
3 is the City of Chicago, in which case he or she shall
4 register at the Chicago Police Department Headquarters; or

5 (2) with the sheriff in the county in which he or she
6 resides or is temporarily domiciled for a period of time of
7 5 or more days in an unincorporated area or, if
8 incorporated, no police chief exists.

9 If the violent offender against youth is employed at or
10 attends an institution of higher education, he or she shall
11 register:

12 (i) with the chief of police in the municipality in
13 which he or she is employed at or attends an institution of
14 higher education, unless the municipality is the City of
15 Chicago, in which case he or she shall register at the
16 Chicago Police Department Headquarters; or

17 (ii) with the sheriff in the county in which he or she
18 is employed or attends an institution of higher education
19 located in an unincorporated area, or if incorporated, no
20 police chief exists.

21 For purposes of this Act, the place of residence or
22 temporary domicile is defined as any and all places where the
23 violent offender against youth resides for an aggregate period
24 of time of 5 or more days during any calendar year. Any person
25 required to register under this Act who lacks a fixed address
26 or temporary domicile must notify, in person, the agency of

1 jurisdiction of his or her last known address within 5 days
2 after ceasing to have a fixed residence.

3 Any person who lacks a fixed residence must report weekly,
4 in person, with the sheriff's office of the county in which he
5 or she is located in an unincorporated area, or with the chief
6 of police in the municipality in which he or she is located.
7 The agency of jurisdiction will document each weekly
8 registration to include all the locations where the person has
9 stayed during the past 7 days.

10 The violent offender against youth shall provide accurate
11 information as required by the Department of State Police. That
12 information shall include the current place of employment of
13 the violent offender against youth.

14 (a-5) An out-of-state student or out-of-state employee
15 shall, within 5 days after beginning school or employment in
16 this State, register in person and provide accurate information
17 as required by the Department of State Police. Such information
18 will include current place of employment, school attended, and
19 address in state of residence. The out-of-state student or
20 out-of-state employee shall register:

21 (1) with the chief of police in the municipality in
22 which he or she attends school or is employed for a period
23 of time of 5 or more days or for an aggregate period of
24 time of more than 30 days during any calendar year, unless
25 the municipality is the City of Chicago, in which case he
26 or she shall register at the Chicago Police Department

1 Headquarters; or

2 (2) with the sheriff in the county in which he or she
3 attends school or is employed for a period of time of 5 or
4 more days or for an aggregate period of time of more than
5 30 days during any calendar year in an unincorporated area
6 or, if incorporated, no police chief exists.

7 The out-of-state student or out-of-state employee shall
8 provide accurate information as required by the Department of
9 State Police. That information shall include the out-of-state
10 student's current place of school attendance or the
11 out-of-state employee's current place of employment.

12 (b) Any violent offender against youth regardless of any
13 initial, prior, or other registration, shall, within 5 days of
14 beginning school, or establishing a residence, place of
15 employment, or temporary domicile in any county, register in
16 person as set forth in subsection (a) or (a-5).

17 (c) The registration for any person required to register
18 under this Act shall be as follows:

19 (1) Except as provided in paragraph (3) of this
20 subsection (c), any person who has not been notified of his
21 or her responsibility to register shall be notified by a
22 criminal justice entity of his or her responsibility to
23 register. Upon notification the person must then register
24 within 5 days of notification of his or her requirement to
25 register. If notification is not made within the offender's
26 10 year registration requirement, and the Department of

1 State Police determines no evidence exists or indicates the
2 offender attempted to avoid registration, the offender
3 will no longer be required to register under this Act.

4 (2) Except as provided in paragraph (3) of this
5 subsection (c), any person convicted on or after the
6 effective date of this Act shall register in person within
7 5 days after the entry of the sentencing order based upon
8 his or her conviction.

9 (3) Any person unable to comply with the registration
10 requirements of this Act because he or she is confined,
11 institutionalized, or imprisoned in Illinois on or after
12 the effective date of this Act shall register in person
13 within 5 days of discharge, parole or release.

14 (4) The person shall provide positive identification
15 and documentation that substantiates proof of residence at
16 the registering address.

17 (5) The person shall pay a \$100 ~~\$20~~ initial
18 registration fee and a \$100 ~~\$10~~ annual renewal fee. Eighty
19 dollars of each initial registration fee and \$90 of each
20 renewal fee shall be deposited into the Traffic and
21 Criminal Conviction Surcharge Fund and shall be used for
22 the training of police officers and \$20 of each initial
23 registration fee and \$10 of each annual renewal fee ~~The~~
24 ~~fees~~ shall be deposited into the Murderer and Violent
25 Offender Against Youth Registration Fund. The fees
26 deposited into the Murderer and Violent Offender Against

1 Youth Registration Fund shall be used by the registering
2 agency for official purposes. The agency shall establish
3 procedures to document receipt and use of the funds. The
4 law enforcement agency having jurisdiction may waive the
5 registration fee if it determines that the person is
6 indigent and unable to pay the registration fee.

7 (d) Within 5 days after obtaining or changing employment, a
8 person required to register under this Section must report, in
9 person to the law enforcement agency having jurisdiction, the
10 business name and address where he or she is employed. If the
11 person has multiple businesses or work locations, every
12 business and work location must be reported to the law
13 enforcement agency having jurisdiction.

14 (Source: P.A. 97-154, eff. 1-1-12.)